

PRISONER DISCIPLINARY REPORT/ACTION				REPORT DATE (YYYYMMDD) 20160419	
<b>1. PRISONER</b>					
a. NAME (Last, First, Middle) [REDACTED]			b. REGISTRATION NUMBER [REDACTED]		
2. CUSTODY LEVEL MDI	3. HOUSING UNIT/DORM JULIET	4. CELL BLOCK EAST	5. DETAIL GALLEY B	6. CELL #/BUNK # [REDACTED]	
<b>7. INCIDENT</b>					
a. RULES VIOLATION STAFF DISRESPECT-CAT IV/ DAMAGING OR DESTROYING PROPERTY- CAT III					
b. DATE (YYYYMMDD) 20160419	c. TIME 1835	d. LOCATION JULIET-EAST P-WAY			
e. DETAILS OF CHARGE(S) (Include evidence (if any), use of force, list staff witness(es), and action taken.) SIR/MA/AM ON THE ABOVE DATE AND TIME WHILE PERFORMING MY DUTIES AS AN ESCORT, I [REDACTED] WAS IN CONTROL GETTING TRAINING WHEN I ORDERED [REDACTED] TO REPORT. THIS IS WHEN SNP DECIDED TO JOKE AROUND AND FAILED TO DO WHAT WAS TOLD OF HIM. . SNP WAS EXPLAINED MULTIPLE TIMES ON THE PROPER WAY TO REPORT AND STILL DID NOT DO SO. SNP STATED "HUH, I CANT HEAR YOU SPEAK LOUDER, WHAT, WHAT, NOPE CANT HEAR YOU". THIS IS WHEN I WALKED DOWN TO JULIET EAST TO EXPLAIN TO SNP THAT HE WAS NOT GOING TO BE LET INTO THE UNIT UNTIL HE DID SO. THIS IS WHEN [REDACTED] APPROACHED THE					
<b>8. INCIDENT REPORTED BY</b>					
a. NAME (Last, First, Middle) [REDACTED]	b. [REDACTED]	e. DATE (YYYYMMDD) 20160419		f. TIME 1835	
<b>9. INCIDENT REPORTED TO</b>					
a. SUPERVISOR NAME (Last, First, Middle) [REDACTED]	[REDACTED]		DATE (YYYYMMDD) 20160419		c. TIME 1835
d. DISPOSITION TAKEN: SNP NOTIFIED OF CHARGES. SNP GIVEN COPY OF PR ON 20160420 20160425					
10.a. WAS IMMEDIATE MEDICAL ATTENTION NEEDED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			b. DATE (YYYYMMDD) 20160419		c. TIME 1835
d. DESCRIBE ANY MEDICAL ATTENTION GIVEN: N/A					
<b>11. INVESTIGATION REQUIRED?</b> <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
12.a. ADVISEMENT OF RIGHTS GIVEN? (If yes, attach original rights acknowledgment form) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
b. PRISONER WAIVED RIGHTS? (If yes, see attachment) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
c. PRISONER STATEMENT (If yes, attach statement) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A					
13.a. INVESTIGATIVE SUMMARY? <input checked="" type="checkbox"/> YES (Please attach copy of report) <input type="checkbox"/> NO					
b. BRIEF SYNOPSIS: [REDACTED] - C158@1820 RECOMMEND CHARGES BE FORWARDED TO A MAJOR DISCIPLINARY AND ADJUSTMENT BOARD. SNP ADMITTED SHIMMING AWAY FROM [REDACTED] RIPPING OUT THE HARD CARD SHEET.					
[REDACTED]					e. DATE (YYYYMMDD) 20160420

CORRECTIONAL FACILITY CONTINUATION SHEET		REPORT DATE (YYYYMMDD)
1. TITLE OF FORM PRISONER DISCIPLINARY REPORT		2. DD FORM DD2714
3. PRISONERS NAME (Last, First, Middle) [REDACTED]		4. REGISTRATION NUMBER [REDACTED]
<p>SITUATION EXPLAINING TO HIM, HOW TO REPORT. SNP THEN BELIGERANTLY SHOUTED OUT HIS OLD RCN NUMBER WHILE STARING AT ME WITH A SMIRK. YET AGAIN HE WAS NOT LET IN SO THE LAST TIME I EXPLAINED IT ON HOW TO REPORT USING THE PROPER METHOD OF, "NAME/RCN/RESPECTUFLY REQUEST PERMISSON TO ENTER..". SNP FINALLY REPORTED IN CORRECTLY AND WAS GRANTED ACCESS TO THE DORM. SNP WAS INSTRUCTED TO GO SIT IN HIS CELL. I [REDACTED] WROTE AN ENTRY IN HIS HARDCARD FOR THE D.R. HE WAS GOING TO RECEIVE WHILE HE SAT IN HIS CELL. SNP WAS POPPED OUT AND IMMEDIATLEY WALKED RIGHT UP TO ME LESS THAN 2 FEET AWAY WITHOUT HIS HANDS BEHIND HIS BACK AT PARADE REST. I INSTRUCTED SNP TO TAKE A FEW STEPS BACK AND STAND AT PARADE REST. SNP SMIRKED AND "DANCED" HIS WAY AWAY FROM ME SMILING LOOKING ME DEAD IN THE EYES. [REDACTED] WAS HANDED HIS HARDCARD AND EXPLAINED WHY HE WAS RECEIVING THE D.R.. SNP THEN GRABBED THE HARDCARD AND RIPPED OUT THE PAPERS INSIDE SAYING HE DIDN'T "GIVE A FUCK, IM NOT SIGNING IT." SNP WAS SENT TO HIS CELL AGAIN. CDO WAS NOTIFIED. SNP WAS ESCORTED DOWN TO R&amp;R THEN TO KILO-EAST FOR ADSEG PI. EOS--</p>		

# PRISONER DISCIPLINARY REPORT/ACTION

## 15.a. INITIAL REVIEWING AUTHORITY DISPOSITION

FORWARDED TO A MAJOR DIA BOARD

## b. INITIAL REVIEWING AUTHORITY NAME, GRADE AND TITLE

d. DATE (YYYYMMDD)

26 APR 2016

## 16. RESULTS OF DISCIPLINARY AND ADJUSTMENT BOARD

### a. FINDINGS: ☒ PRISONER DID COMMIT THE OFFENSE REPORTED

OFFENSE REPORTED

FINDINGS ARE BASED ON THE FOLLOWING:

SM/ admits to leaving the DR for an extended period of time. Staff disrespect Cat IV. Damaging or Destroying Property Cat III.

### b. RECOMMENDATION OF DISCIPLINARY AND ADJUSTMENT BOARD

20 X 14 Days suspend 7 Days For 60 Days.

### c. APPEAL RIGHTS EXPLAINED TO PRISONER:

☒ YES

☐ NO

d.

f. DATE (YYYYMMDD)

160427

### 17.a. RECOMMENDATION OF THE REVIEWING OFFICER

Recommend 7 Days Extra Duty.

d. DATE (YYYYMMDD)

20160427

### 18. ACTION TAKEN BY THE APPROVING AUTHORITY

Assess 7 days extra duty.

### b. NAME AND TITLE OF APPROVING OFFICER

c.

d. DATE (YYYYMMDD)

20160427

### 19.a. ACTION TAKEN BY THE APPEAL AUTHORITY

### b. NAME AND TITLE OF APPEAL AUTHORITY

c. SIGNATURE

d. DATE (YYYYMMDD)

## CONTINUATION SHEET

REPORT DATE (YYYYMMDD)

20160419

## 1. TITLE OF FORM

INMATE DISCIPLINARY REPORT

## 2. DD FORM

DD FORM 2714, MAR 2013

## 3. INMATE'S NAME (Last, First, Middle)

## 4. SSN

## 5. ID NUMBER

## 11.a. INVESTIGATIVE SUMMARY

From: [REDACTED]

To: Commanding Officer, NAVCONBRIG CHESAPEAKE

Subj: REPORT OF INVESTIGATION ON [REDACTED]

- Encl: (1) Disciplinary Report  
(2) Military Suspect's Acknowledgement and Waiver of Rights  
(3) Advisement of Hearing Rights Acknowledgment  
(4) Conduct Record/ Prisoner Hard Card Information Sheet

Case Control Number: 2016-086

Charge: DISRESPECT (CAT-IV), DAMAGING OR DESTROYING PROPERTY (CAT-III)

Complainant: [REDACTED]

Synopsis: [REDACTED] received a disciplinary report for DISRESPECT (CAT-IV) and DAMAGING OR DESTROYING PROPERTY (CAT-III) on 20160419. SNP failed to properly report when attempting to enter his dormitory. When told to report properly by [REDACTED], SNP joked around and refused to comply. [REDACTED] met SNP at the hatch and told SNP to report. [REDACTED] witnessed this exchange and also told SNP how to report. SNP then sarcastically shouted his old RCN and was let into the dormitory. SNP was presented with his hard card to be initialed. At that time SNP stepped too close to [REDACTED] and then "danced" away when he was told to step back. SNP then tore the page out of his hard card, crumpled it up, and threw it in the trash.

Suspect Interview: [REDACTED] was advised of his rights on 20160425. SNP does wish to appear before the D&A board. SNP did not request a lawyer. SNP waived his right to remain silent and made a written statement.

Disciplinary Actions: (0)

Incentive level: 0

Investigator's Comments: SNP admitted to "shimmying" away from [REDACTED] when he was told to step back. SNP also admitted to tearing out the page of the hard card. Both of these incidents can be viewed on camera. SNP further stated [REDACTED] was intentionally and unnecessarily provoking him and would not explain why he was getting a DR when he asked. [REDACTED] spoke to investigators and confirmed [REDACTED] refusal to explain the DR to SNP. [REDACTED] also witnessed [REDACTED] and SNP's confrontation in the passageway and stated he thought [REDACTED] actions were excessive. [REDACTED] stated he would speak at the board. Recommended charges be forwarded to Major disciplinary and adjustment board.

[REDACTED]

DEPARTMENT OF THE NAVY  
MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NAVCONBRIG CHESAPEAKE

25 APR 16 1353

I, [REDACTED]

have been advised by [REDACTED]

that I am suspected of DISRESPECT (CAT-IV), DAMAGING OR DESTROYING  
PROPERTY (CAT-III)

I have also been advised that:

- (1) I have the right to remain silent and make no statement at
- (2) Any statement I do make can be used against me in a trial b
- mart or other judicial or administrative proceeding;
- (3) I have the right to consult with a lawyer prior to any questioning.
- lawy y be a civilian lawyer retained by me at no cost to the United States, a
- mili lawyer appointed to act as my counsel at no cost to me, or both;
- (4) I have the right to have my retained civilian lawyer and/or appointed
- mili lawyer present during this interview; and
- (5) I may terminate this interview at any time, for any reason.

I understand my rights as relate to me and as set forth above. With that understanding, I have decided that I do not desire to remain [REDACTED] I do / not desire to consult with a retained appointed lawyer. I do not desire to have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Signature: [REDACTED]

Date & Time: 20160425 0750 1353

Witnessed: [REDACTED]

Date & Time: 25 APR 16 1355

At this time, I, [REDACTED] desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

[REDACTED] BUP REPORTED, [REDACTED] then said "REPORT" I REPLIED "I DID" THEN REPORTED AGAIN. THEN HE SAID "WHAT DID YOU SAY" I THEN REPORTED AGAIN. THEN HE SAID "WHAT DID YOU SAY BEFORE THAT," I SAID "OH, I SAID I DID," HE

## CONTINUATION SHEET

REPORT DATE (YYYYMMDD)

20160419

1. TITLE OF FORM

OPNAV 5580/3

2. DD FORM

3. INM

4. SSN

5. ID NUMBER

THEN HE STARTED TO TALK WITH A UNSETTLING TONE, THEN SAID REPORT  
 AGAIN. I REPORTED AGAIN, HE THEN SAID REPORT AGAIN. I HEARD THE  
~~SARCASTICNESS~~ SARCASTICNESS IN HIS VOICE, NOW TRYING TO MESS  
 WITH ME. WE WENT BACK AND FORTH FOR A WHILE, UNTIL HE CAME  
 DOWN TO J-EAST. HE CAME TO J-EAST VERY SARCASTICALLY OVER ~~DRAMATICALLY~~  
 TRYING TO INTIMIDATE USING HIS AUTHORITY. I'VE REPORTED SEVERAL  
 TIMES BEFORE HE STARTED PROVOKING ME. ~~THEN~~ THEN  
 CAME AND SAID "JUST REPORT" I REPORTED, FINALLY GOT LET IN.  
 LEFT. I WENT TO MY CELL. ~~WROTE A DR~~ WROTE A DR  
 I CAME OUT MY CELL, HE ASK "DO YOU UNDERSTAND WHY YOU GETTING A DR?"  
 I REPLIED "NO, CAN YOU EXPLAIN IT TO ME" HE REPLIED "NO", HE THEN TOLD  
 ME TO BACK UP, I "SHIMMYED" BACK. ~~TO OVER DRAMATICALLY~~ TO OVER DRAMATICALLY  
 USE HIS AUTHORITY, TRYING TO HAZE ME, WITH MY STATUS BEING ~~SNA~~ SNA.  
 HE THEN ASKED AGAIN "DO YOU UNDERSTAND WHY YOU GETTING A DR?"  
 I SAID AGAIN "NO, CAN YOU EXPLAIN IT TO ME" HE SAID "NO" THATS WHAT  
 MADE ME MAD, THEN I SAID "DO YOU WANT ME TO SIGN IT NOW?" HE  
 GAVE IT TO ME, I RIPPED IT OUT AND THEN THREW IT AWAY THEN  
 WENT TO MY CELL. ~~WAS WITNESSES TO~~ WAS WITNESSES TO  
 THE INCIDENT TO ~~PROVOKING & HAZING ME~~ PROVOKING & HAZING ME.

\*HAZING\*

WHILE IN MY CELL BEFORE, COMING OUT TO SIGN, ~~WALKED UP TO CELL~~ WALKED UP TO CELL

DD FORM 2719, NOV 1999

Page 7 of 7

Adobe Professional 7.0

"SAYING "STAND AT PARADE REST PRISONER" "GO SIT AT YOUR RACK PRISONER!"  
 "OH YEA WHATS THE PROBLEM" NO THIS WAS IN LOCKED IN MY CELL.

20160425

CONTINUATION SHEET

REPORT DATE (YYYYMMDD)

2016 04 19

1. TITLE OF FORM

OPNAV 5580/3

2. DD FORM

3. INMATE'S NAME

4. SSN

5. ID NUMBER

STATEMENT  
20160425

ADVISEMENT OF HEARING RIGHTS ACKNOWLEDGMENT

I am accused of violating Brig rules and regulations and may appear before the Discipline and Adjustment (D&A) Board, which is authorized to hear evidence presented by Brig staff and me. If I am found guilty of a violation at the D&A Board hearing, the D&A Board may recommend punishment. I have the following rights concerning the board process/ actions:

1. The right to make no statement at all.
2. Any statement I do make can be used against me in a trial by court-martial, D&A board, or other judicial or administrative proceeding.
3. To have a written copy of the charge(s) against me at least 24 hours prior to the hearing. This 24-hour notice is not required if I am scheduled for release from confinement prior to the expiration of the 24-hour period.
4. I have received a copy of the DR with the initial charges (which is pending its final review for the final charges). If I request a delay of the hearing, I must do so in writing to the board chairperson, fully justifying the request.
5. The right to request a staff representative to assist me at my pending Discipline and Adjustment (D&A) Board if I am having difficulty understanding the charges, the process and/or issues involved. I can request an individual from the brig list of approved representatives. The D&A Board chair shall appoint an available individual; there is no right to a specific staff member to assist me. I do ☒ do not request assistance to prepare for or to assist in comprehension/ expression at the board.

Optional: I prefer assistance from: \_\_\_\_\_ of \_\_\_\_\_  
(Name of Staff)

\_\_\_\_\_  
(Dept Div Section)

6. The right to consult with legal counsel before the D&A board. There is no right to a specific legal counsel. The legal counsel is not authorized to be present at the D&A Board, nor will consulting the counsel delay the board proceeding as scheduled. I DO ☒ DO NOT request consultation with an attorney.

Lawyer name: \_\_\_\_\_ Date: \_\_\_\_\_

7. The right to request to review evidence up to 24 hours prior to the hearing.

8. The right to request merit witnesses and present relevant evidence in my behalf, providing security or good order of the brig is not jeopardized. A merit witness is someone who observed the incident and/or can testify in defense or mitigation of the charges or clarify issues to the board. Merit witness(s) requested: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



9. The right to be present during open sessions of the board (unless d for misconduct) and make statements in my defense.
10. The right to waive my appearance at the D&A board. I understand the hearing will proceed in my absence and depending on the evidence presented at the hearing, I may be found guilty of the charges and punishment imposed.

I DO wish to appear before the D&A Board  
I DO NOT wish to appear before the D&A board

11. The right to waive the 24-hour waiting period so that I may attend the proceedings on my behalf.

st:

To waive the 24 hour rule and proceed at the earliest time

To not be heard before the 24 hours has passed

12. The right to be informed of the Executive Officer's decision in hearing.
13. The right to appeal the decision to the Commanding Officer within 15 calendar days of receipt of the written summary of the board, if I have substantial reason to do so. The Prisoner Rules and Regulations Handbook provides further information on the appeal process.

DATE: 20160425

NAME (PRINT)

SIGNATURE:

If Prisoner refused to sign: DATE:

Staff Name:

Staff Signature:

If waiver to appear is indicated, reviewed by D&A Board Chair / TD/ XO  
(circle one & sign)

If witness(es) denied, board chair documentation & signature:

Witness Statement Summary  
From interviews during week of 18-20 October 2016

I am the [REDACTED] Naval Consolidated Brig Chesapeake.

The Brig takes the DD Form 510 process very serious. We have a policy of responding within 5 days to resolve them, and we attempt to keep the prisoners apprised that we are working on them. These allow the prisoners to make a record when they find a discrepancy or wish to make a complaint as well as a record of the resolution. The system is designed to allow a prisoner to get a problem handled at the lowest level, but the prisoners can escalate a problem simply by putting the DD Form 510 directly into the Commanding Officer's box if they feel the problem needs to be addressed higher up or if there is no resolution after an attempt at lower level. There are boxes for the prisoners to drop complaints in, and the guards cannot get into the box marked for the CO because the box is locked. We get those marked for the CO at our level and the CO sees them. The prisoners also get to keep a copy of the multipart form so they have a way to track their own complaints. The prisoners are all briefed on how to use DD Form 510s during orientation. There is a section in Prisoner Rules and Regulations handbook that thoroughly covers the DD Form 510 system and process. There is a system of recording and logging DD Form 510s. These codes are used to track them and for reference. The DD Form 510 comes in three parts that allows the prisoner to keep a copy, or a copy is made at the prisoner's request.

I have reviewed the affidavits by the [REDACTED] From our review, these prisoners have all filed DD Form 510s, but none of them are for the serious allegations suggested by the affidavits. For instance: if [REDACTED] would have filed a DD Form 510 directly to the CO about the alleged assaults he is claiming, then an immediate investigation could have been completed that includes looking through video recording. He had met with the Brig CO personally, and [REDACTED] never mentioned anything like this to the CO, the XO or to me. The Brig has cameras covering nearly every inch of the Brig. If [REDACTED] had made a claim of assault to anyone, the Brig could have easily pulled video recording of the event and taken immediate action against any alleged perpetrator. [REDACTED] had to be aware of that all activity was being monitored and taped on video at the Brig because the camera housings throughout the Brig are obvious to anyone. [REDACTED] did hurt his knee playing soccer in the prison recreation area during outdoor recreation time that required him to be transported to a hospital where he was treated and released back to the Brig with no apparent permanent injury. Prisoners can drop DD Form 510s directly in a locked box that goes to the leadership and commanding officer, skipping over the staff.

[REDACTED] in his affidavit, offers no proof in the form of a DD Form 510 copy whatsoever. If a copy was produced, it could then be tracked against the existing logged in forms.

Brig prisoners may get books directly from vendors (such as Amazon), or they can use the very well-stocked Brig library. Prisoners cannot get books from family members and friends or even their own command because of the risk of introducing contraband into the Brig per the Brig rules and regulations.

All prisoners get an orientation that covers the rules and regulations of the Brig when they arrive that includes how to make complaints or grievances known to the Brig leadership through DD Form 510 as well as a Rules and Regulations book that outlines the process.

██████████ filed multiple DD Form 510s on other issues so he knew how to bring forward a complaint. A review of ██████████ filed DD Form 510s did not yield any complaints that any guard at the Brig made him stand despite his chit. ██████████ filed a significant number of DD Form 510s over many issues throughout his stay at the Brig.

The procedure for making it known that a prisoner has a medical chit, is for the prisoner to let the guards know there is a medical chit, and present it to the guards. If a prisoner is clocked as having reached the maximum standing period, the prisoners are allowed by the guards to sit. If a prisoner with a medical chit was made to stand too long and the prisoner filed a DD Form 510, then a video could be pulled showing the alleged violation or exonerating the guard. Almost every area in the Brig has video surveillance.

An example of where the DD Form 510 system works is in the case of ██████████ complaining that he did not have a Navy authorized sweat shirt for outdoor recreation and PT in his sea bag. That complaint was handled at the E-6 level and resolved fairly rapidly. The prisoners making complaints in these affidavits have not provided copies of DD Form 510s that they claim we did not keep or process properly because those do not exist as the prisoners did not make those complaints. Prisoners are required to come to the Brig with a full sea bag that includes Navy issued sweats. Sometimes the commands do not ensure that the prisoners have all they need so the prisoner can request that his command get them the required items or they can purchase them through the NEX department at the Brig. ██████████ had asked his command to bring him the required hoodless Navy issued sweatshirt on 25 October 2015, as he stated in his DD Form 510, and the command did not bring it to him, but he did not request it on subsequent command visits, but when he complained to the Brig on a DD Form 510, it was arranged to have him buy one through the NEX. We have no other DD Form 510 from ██████████ on this issue so it is assumed resolved. There are various affidavits filed by prisoners that claim that the prisoners were sent out in freezing or even subfreezing temperatures, but there were no other DD Form 510s other than the one previously mentioned by ██████████ where there were complaints for being sent outside in "freezing" temperatures. We reviewed the Brig logs, which I have provided copies to you to review, against historical temperatures that you researched, and there are no days when it was below 40 degrees from October 2015 to March 2016 when prisoners were made to go outside for recreation time.

In regard to the temperatures indoors being hot this summer, I can say that it was warm in the Brig. The Brig uses a geo-thermal heating and cooling system that draws cooler air from underground and recirculates it throughout the facility. For some unknown reason, the underground air source had become warmer than normal causing the Brig spaces to be warmer than normal. When the Brig cooling system was not operating correctly this past summer, the system contractors were called. The first solution was to get the system rebalanced. The original vendors who installed the system were no longer under contract, and the new contractors have not been as effective in running the system. The new contractors had spot cooled various places

in the facility that caused other areas to heat up, and eventually this put the entire system out of balance. The Brig has contracted to "rebalance" the system. If this does not work, then a cooling tower is another solution that is being explored. This would be a new budget item, and it must go through NAVFAC. When the air temperature inside was above the normal indoor of temperatures, the Brig installed misting fans and/or large fans. Ice water coolers were added to the prisoner's common areas. I have reviewed the temperature logs, and the highest recorded temperatures during the system being degraded were as follows:

Kilo East/West 85 degrees on 31 Aug 2016

Juliet /West 88 degrees on 27 Jul 2016

Hotel/West 82.5 degrees on 28 Jul 2016

Gulf/West 84 degrees on 27 Jul 2016

Foxtrot/West 83.5 degrees on 28 Jul 2016

De-blousing is allowed for prisoners indoors at 80 degrees as set out in the Brig standing operating procedures as well as in the rules and regulation manual that all prisoners get briefed on when they enter the brig, and the prisoners are supposed to keep this manual for reference. There were no contemporary reports or DD form 510s found complaining that during this period where the indoor temperatures exceeded 80 degrees indoors that prisoners were not allowed de-blousing.

Prisoners, both pre-trial and post-trial, are housed in the same general area in Juliet housing unit, but they each have their own cell, and the pretrial prisoners are on one floor and the sentenced prisoners are on the balcony floor above. In at least one instance a sentenced prisoner was in a cell on the same floor as pretrial prisoners because he needed an electrical outlet to run a medical device at night.

The prisoners co-mingle within the housing unit during free time in the common areas, they co-mingle during recreation and command directed PT and somewhat at meal time. Prisoners are housed in separate cells so that pre-trial prisoners and post-trial prisoners are not together overnight in the same cell.

The Brig is not fully occupied at this time, and the current practice is to rotate the prisoners between cell blocks to keep the prison in use and keep the systems rotating to keep them operable and keep the systems within each from degrading.

The Brig has an unoccupied section that is ready to house prisoners.

I am very familiar with the Brig facility and systems as I was one of the people who helped design the facility. The Brig meets the high standards for the accreditation. We have good facilities such as: the outdoor recreation facility is large enough to contain a full soccer field along with a full paved track for walking or jogging around it. There are multiple basketball courts as well as weight lifting universal machines that use body weight resistance on these grounds. We use this area for outdoor recreation, and we follow the recommended temperature ranges for outdoor activity. The Brig staff monitors the weather each day, and the temperature is checked outside and online prior to prisoners going out to the outdoor recreation area, and the

cutoff temperature for going outside is 40 degrees Fahrenheit. The Command Duty Officer makes the call on whether the outside conditions are appropriate for prisoners to go out in. The guards do not make this call.

There are no records based on cell searches and race of those searched kept by the Brig. Normal cell searches are conducted randomly and set up each day, and other searches are based on suspicious activity by prisoners.

Brig policy is that the rank of the prisoners, either pre-trial or sentenced prisoners, is not a factor for how prisoners are treated, and that use of rank to lead or get privileges is prohibited.

There is no video at the Brig kept or not re-written over after approximately 30 days.

NCB Chesapeake had several major inspections in calendar years 2014, 2015 and 2016:

- American Correctional Association (ACA) initial accreditation; audited 19-21 May 14, accredited on 18 Aug 14 (100% compliance score). ACA accreditation is conducted triennial
- Operational Readiness Inspection (ORI) was successfully completed by the PERS 00D team on 3-7 August 2015.
- Prison Rape Elimination Act (PREA) Audit was completed successfully as 100% compliant on 18-20 April 2016.
- Inspector General (IG) Audit was completed on 20-24 June 2016 with no discrepancies noted [REDACTED] of PERS 00D was part of that IG team inspection. During this inspection approximately 20 prisoners were interviewed and there was no mention of any of these allegations by the prisoners to the inspectors.

**Past Weather Data Location**  
 Naval Consolidated Brig Chesapeake  
 Naval Support Activity Norfolk  
 1548 Wilderness Road  
 Chesapeake, VA 23322

Past Weather Data  
 NAVCONBRIG Chesapeake (Zip Code: 23322)  
 October 2015 - March 2016

OCTOBER 2015				NOVEMBER 2015				DECEMBER 2015				JANUARY 2016				FEBRUARY 2016				MARCH 2016			
	1700	1800	1900		1700	1800	1900		1700	1800	1900		1700	1800	1900		1700	1800	1900		1700	1800	1900
1st THUR	69° light rain	69° light rain	69° light rain	1st SUN	71° light rain	70° scatter clouds	69° light rain	1st TUE	60° mostly cloudy	60° overcast	60° overcast	1st FRI	52° mostly cloudy	52° mostly cloudy	52° partly cloudy	1st MON	71° clear	64° mostly cloudy	62° overcast	1st TUE	66° scatter clouds	68° overcast	66° partly cloudy
2nd FRI	70° overcast	70° overcast	70° overcast	2nd MON	66° light rain	64° light rain	64° light rain	2nd WED	70° overcast	69° light rain	69° light rain	2nd SAT	51° clear	48° clear	44° clear	2nd TUE	46° clear	44° clear	44° clear	2nd WED	48° clear	46° clear	45° clear
3rd SAT	82° overcast	80° overcast	78° overcast	3rd TUE	69° overcast	66° overcast	66° overcast	3rd THUR	53° clear	52° clear	52° clear	3rd SUN	50° clear	46° clear	45° clear	3rd WED	71° partly cloudy	63° heavy rain	62° rain	3rd THUR	37° overcast	37° overcast	38° overcast
4th SUN	72° light rain	71° light rain	70° light rain	4th WED	72° overcast	71° mostly cloudy	69° mostly cloudy	4th FRI	48° clear	46° clear	43° clear	4th MON	40° mostly cloudy	40° overcast	39° partly cloudy	4th THUR	45° rain	45° light rain	44° overcast	4th FRI	40° overcast	39° mostly cloudy	40° overcast
5th MON	70° overcast	69° overcast	68° overcast	5th THUR	75° overcast	73° overcast	71° scatter clouds	5th SAT	53° mostly cloudy	50° clear	46° clear	5th TUE	33° overcast	34° overcast	33° overcast	5th FRI	44° clear	42° clear	42° clear	5th SAT	42° clear	40° clear	40° scatter clouds
6th TUE	73° clear	71° partly cloudy	66° clear	6th FRI	79° clear	77° mostly cloudy	75° clear	6th SUN	55° clear	50° clear	48° clear	6th WED	43° overcast	42° overcast	42° mostly cloudy	6th SAT	41° clear	39° clear	37° clear	6th SUN	45° clear	43° clear	42° scatter clouds
7th WED	79° clear	76° clear	69° clear	7th SAT	70° haze	70° light rain	64° light rain	7th MON	51° rain	51° rain	51° light rain	7th THUR	47° overcast	47° overcast	47° overcast	7th SUN	42° overcast	41° light rain	42° light rain	7th MON	62° clear	58° clear	59° clear
8th THUR	77° clear	75° clear	70° clear	8th SUN	57° clear	54° partly cloudy	54° clear	8th TUE	51° clear	46° clear	45° clear	8th FRI	50° overcast	49° overcast	49° overcast	8th MON	42° mostly cloudy	42° partly cloudy	42° partly cloudy	8th TUE	72° clear	65° clear	65° clear
9th FRI	83° clear	81° clear	78° clear	9th MON	70° light rain	69° light rain	69° heavy rain	9th WED	59° scatter clouds	57° scatter clouds	57° scatter clouds	9th SAT	51° overcast	51° overcast	52° overcast	9th TUE	45° mostly cloudy	45° overcast	44° overcast	9th WED	77° clear	74° clear	68° clear
10th SAT	67° mostly cloudy	66° mostly cloudy	66° scatter clouds	10th TUE	69° overcast	66° overcast	64° overcast	10th THUR	59° clear	57° clear	55° clear	10th SUN	62° clear	59° clear	58° clear	10th WED	41° clear	39° mostly cloudy	38° clear	10th THUR	79° clear	76° clear	72° clear
11th SUN	71° partly cloudy	71° partly cloudy	66° clear	11th WED	63° clear	60° clear	57° clear	11th FRI	66° clear	59° clear	57° clear	11th MON	42° clear	41° clear	40° clear	11th THUR	35° clear	33° clear	32° clear	11th FRI	61° clear	58° clear	57° clear
12th MON	75° overcast	73° overcast	70° partly cloudy	12th THUR	75° clear	72° clear	70° clear	12th SAT	71° clear	68° clear	61° clear	12th TUE	51° clear	50° scatter clouds	50° overcast	12th FRI	27° light snow	27° overcast	28° overcast	12th SAT	55° clear	53° clear	52° clear
13th TUE	78° scatter clouds	73° mostly cloudy	71° clear	13th FRI	63° clear	61° clear	57° clear	13th SUN	70° clear	66° clear	64° clear	13th WED	37° clear	35° clear	35° clear	13th SAT	30° clear	29° clear	28° clear	13th SUN	67° mostly cloudy	65° clear	62° rain
14th WED	76° scatter clouds	73° scatter clouds	67° scatter clouds	14th SAT	55° clear	48° clear	44° clear	14th MON	71° rain	72° light rain	73° overcast	14th THUR	56° clear	53° clear	46° clear	14th SUN	23° clear	22° clear	23° clear	14th MON	57° overcast	54° overcast	54° mostly cloudy
15th THUR	73° mostly cloudy	70° scatter clouds	64° clear	15th SUN	55° clear	53° clear	50° clear	15th TUE	69° clear	62° clear	57° clear	15th FRI	50° rain	50° rain	55° scatter clouds	15th MON	38° overcast	39° overcast	39° overcast	15th TUE	65° clear	64° clear	56° clear
16th FRI	60° overcast	60° overcast	57° mostly cloudy	16th MON	60° clear	54° clear	50° clear	16th WED	55° clear	53° clear	52° clear	16th SAT	57° partly cloudy	51° clear	49° mostly cloudy	16th TUE	59° clear	55° clear	53° clear	16th WED	78° clear	81° clear	73° clear
17th SAT	47° clear	48° haze	45° fog	17th TUE	66° overcast	64° clear	63° clear	17th THUR	72° light rain	73° rain	69° mostly cloudy	17th SUN	37° overcast	36° overcast	36° overcast	17th WED	44° clear	41° clear	40° clear	17th THUR	71° clear	75° clear	72° clear
18th SUN	59° overcast	55° scatter clouds	53° clear	18th WED	69° mostly cloudy	66° scatter clouds	64° clear	18th FRI	50° overcast	48° clear	46° clear	18th MON	30° clear	28° clear	28° clear	18th THUR	39° clear	37° clear	37° clear	18th FRI	69° clear	65° clear	61° clear
19th MON	58° clear	54° clear	48° clear	19th THUR	70° overcast	70° mostly cloudy	70° mostly cloudy	19th SAT	46° clear	45° clear	43° clear	19th TUE	28° clear	27° clear	27° clear	19th FRI	46° clear	42° clear	40° clear	19th SAT	46° light rain	46° overcast	45° overcast
20th TUE	72° clear	65° clear	58° clear	20th FRI	55° clear	51° clear	50° clear	20th SUN	46° clear	46° clear	45° clear	20th WED	33° overcast	33° overcast	34° overcast	20th SAT	67° clear	62° clear	61° clear	20th SUN	45° light rain	44° light rain	44° light rain
21st WED	77° clear	70° clear	67° clear	21st SUN	59° clear	55° clear	53° clear	21st MON	63° clear	62° clear	62° clear	21st THUR	35° clear	34° clear	34° clear	21st FRI	68° mostly cloudy	66° overcast	53° mostly cloudy	21st MON	53° clear	54° clear	53° clear
22nd THUR	80° clear	73° clear	67° clear	22nd TUE	48° overcast	48° partly cloudy	48° mostly cloudy	22nd WED	68° clear	66° clear	66° clear	22nd FRI	32° it freeze rain	32° it freeze rain	33° lights snow	22nd MON	45° overcast	44° mostly cloudy	44° overcast	22nd TUE	64° clear	63° clear	61° clear
23rd FRI	70° partly cloudy	67° clear	62° clear	23rd WED	44° clear	42° clear	41° clear	23rd THUR	75° mostly cloudy	77° overcast	75° overcast	23rd SAT	30° it freeze rain	31° light snow	31° overcast	23rd TUE	47° fog	48° light rain	47° light rain	23rd WED	74° clear	73° clear	72° clear
24th SAT	69° clear	65° clear	60° clear	24th THUR	48° clear	45° clear	43° clear	24th FRI	79° overcast	77° clear	77° clear	24th SUN	38° clear	36° clear	35° clear	24th WED	70° overcast	71° overcast	71° overcast	24th THUR	79° scatter clouds	76° scatter clouds	72° clear
25th SUN	75° clear	72° clear	70° overcast	25th WED	55° clear	53° clear	46° clear	25th SAT	78° mostly cloudy	75° overcast	75° mostly cloudy	25th MON	48° clear	45° clear	44° clear	25th THUR	53° scatter clouds	51° partly cloudy	50° overcast	25th FRI	79° partly cloudy	77° mostly cloudy	76° clear
26th MON	63° mostly cloudy	63° mostly cloudy	61° clear	26th THUR	63° clear	60° clear	57° clear	26th FRI	63° overcast	63° haze	64° overcast	26th TUE	61° clear	55° clear	56° mostly cloudy	26th FRI	48° clear	46° clear	41° scatter clouds	26th SAT	51° clear	50° scatter clouds	49° mostly cloudy
27th TUE	69° overcast	68° light rain	69° overcast	27th FRI	64° clear	62° clear	57° clear	27th SUN	75° clear	73° clear	72° clear	27th WED	40° clear	39° clear	38° clear	27th SAT	45° clear	44° clear	42° clear	27th SUN	53° fog	52° light rain	52° overcast
28th WED	80° mostly cloudy	78° mostly cloudy	76° mostly cloudy	28th SAT	64° clear	59° clear	57° clear	28th MON	59° overcast	57° haze	57° light rain	28th THUR	44° overcast	41° scatter clouds	42° overcast	28th SUN	65° clear	61° clear	59° clear	28th MON	75° clear	74° clear	72° clear
29th THUR	79° clear	76° clear	74° overcast	29th SUN	57° overcast	57° overcast	57° overcast	29th TUE	79° scatter clouds	77° scatter clouds	75° mostly cloudy	29th FRI	46° clear	44° clear	43° clear	29th SAT	69° clear	66° clear	63° clear	29th SUN	59° clear	59° clear	56° clear
30th FRI	66° clear	61° clear	58° clear	30th MON	57° light rain	57° overcast	57° light rain	30th WED	68° rain	66° light rain	68° light rain	30th SAT	50° clear	48° clear	45° clear	30th MON	60° clear	60° clear	58° clear	30th TUE	60° clear	60° clear	58° clear
31st SAT	64° clear	62° clear	60° clear	31st THUR	57° light rain	55° overcast	55° light rain	31st FRI	57° light rain	55° overcast	55° light rain	31st SUN	65° clear	63° clear	62° clear	31st MON	74° clear	74° mostly cloudy	73° mostly cloudy	31st TUE	74° clear	74° mostly cloudy	73° mostly cloudy

Data Source: Weather Underground website <https://www.wunderground.com/history/>

**PRISONER REQUEST**  
 (See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J- 793

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO [REDACTED]	2. DATE (YYYYMMDD) 20151125
---------------------	--------------------------------

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST ☐ INTERVIEW ☒ GRIEVANCE ☐ OTHER

3.b. REMARKS (Explain request) Respectfully,  
 why do we have to go outside for Rec. Call when it's freezing outside. Especially when some of us ONLY have t-shirts? We have tried to purchase sweatshirts, but they have been out for at least 2 weeks. Can I buy and wear a Marine one? My Command won't bring me my other clothes including sweatshirt either.

4. [REDACTED] (a)	5. [REDACTED]	6. BRANCH OF SERVICE NAVY
-------------------	---------------	------------------------------

7. SIGNATURE [REDACTED] Sick of freezing? having a soar throat

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS [REDACTED] is working on getting SMD his size.

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. [REDACTED] (Middle Initial)	12. [REDACTED]	13. DATE (YYYYMMDD) 20151130
14. STAFF MEMBER'S NAME (Last, First, Middle Initial) [REDACTED]	15. [REDACTED]	16. DATE (YYYYMMDD) 20151130

20 Oct 16

MEMORANDUM

From: Clinical Service [REDACTED]  
To: [REDACTED] PERS-00J

Subj: Heat Casualties from 1 July -15 Sep 2016 & Prisoner injury dated 11 April 2016

1. The Naval Consolidated Brig Chesapeake did not have any confirmed heat casualties from 1 July to 15 September. The information is based off of a review of the sick call logs, AHLTA records and consultation with the BRIG Corpsman.
2. [REDACTED] was sent to the ER on 11 April due to a medical condition [REDACTED]. The information above is referenced in his medical ER note located in AHLTA. A review of both the CDO report and the medical pass down did not indicate or report that he was suffering from any type of heat exhaustion [REDACTED]

NAVCONBRIG Chesapeake

ENCLOSURE (7)



Witness Statement Summary  
From interviews during week of 18-20 October 2016

[REDACTED]

I serve on the Brig staff as a [REDACTED]

I recall telling a prisoner that pursuant to the rules and regulations book, that prisoners all have a copy of, that one prisoner cannot file DD Form 510s on behalf of other prisoners or be a spokesman for another prisoner.

[REDACTED] denied that he yelled at prisoners.

- End -

ENCLOSURE (18)

Witness Statement Summary  
From interview of 3 November 2016

[REDACTED]

The Naval Consolidated Brig Chesapeake's Commanding Officer, [REDACTED] USN, denies he made such a statement alleged in paragraph 17 in [REDACTED] affidavit. ("If there are guards who are strict and aggressive, those are the guards I'm going to promote. If there are guards who are gentle and nice, those are the ones I'm firing.")

[REDACTED] stated that any speech referred to in this allegation would have likely been during prisoner orientation, and he said that the allegation is an "egregiously gross mischaracterization and is patently false."

I met with [REDACTED] twice at his request via DD Form 510s. He never once raised any of the allegations in his affidavit. He went out of his way to compliment my staff's professionalism.

[REDACTED] injured his knee during recreation time, but there is no record that he complained of a staff member injuring his knee. There are also no complaints from [REDACTED] for "forearm shivers."

Allegations by prisoners to me as Commanding Officer are investigated.

Staff relocations were not made as part of an IG inspection as [REDACTED] suggested. I have never received a formal complaint from [REDACTED]. [REDACTED] was not present when the prisoner who he claims passed out from heat exhaustion had a medical issue. This medical issue was unrelated to the heat in the Brig.

- End -

ENCLOSURE (19)

DEPARTMENT OF THE NAVY  
SPECIAL COURT-MARTIAL  
NAVY AND MARINE CORPS TRIAL JUDICIARY  
CENTRAL JUDICIAL CIRCUIT

UNITED STATES

v.

\*\*\*\*\*

1. I, [REDACTED] was honorably discharged from the United States Marine Corps in [REDACTED]. I began serving in the Marine Corps as an E-1, and my last rank on active duty [REDACTED] which I was promoted to in September of 2013. Currently, I am the [REDACTED]
2. From 2012-13, I served as Commanding Officer [REDACTED]. Prior to that, I served as Commanding Officer of [REDACTED]. During my career, I have held leadership positions ranging from fire team leader to regimental commander. I have deployed over 20 times, 15 of which were combat deployments.
3. From approximately April to June 2016, I was placed in pretrial confinement at Naval Consolidated Brig Chesapeake. [REDACTED] was in pretrial confinement with me during the entire time that I was there. At that time, he was still wearing an E-1 uniform. As pretrial detainees, [REDACTED] and I were housed in cell block Juliet with post-trial convicted prisoners living alongside us and mingled with us. I spent about 60 days total in pretrial confinement prior to my court-martial, where I was convicted, pursuant to my plea, of one specification of violating Article 133, UCMJ (Conduct Unbecoming An Officer) and sentenced to 90 days confinement. I had the opportunity to get to know [REDACTED] through heartfelt discussions about life and religion and I always found him to be respectful and possessing a quiet calm about him.
4. I was represented by two military defense counsel, [REDACTED] and [REDACTED] USMC. They no longer represent me, as I am retired from active duty. However, they reached out to me about [REDACTED] Article 13 motion, and I asked them to put [REDACTED] Defense Counsel in touch with me directly.
5. I feel strongly about submitting this affidavit, and I hope you will take it very seriously. I fought for the Constitution for 33 years of my life, but when I got to Naval Consolidated Brig Chesapeake, I found out I had no constitutional rights myself. I have experienced the worst of humanity in wartime, and I have witnessed and endured horrible things in

ENCLOSURE (20)

combat many times. But nothing was more disillusioning and disheartening than the way brig personnel treated me and the other pretrial detainees during my time in pretrial confinement at Naval Consolidated Brig Chesapeake.

### **The Goon Squad**

6. I witnessed systemic cruelty and maltreatment during my time in pretrial confinement, both against myself and other pretrial detainees. To be clear, the majority of brig staff treated us with appropriate dignity and respect. But there was one crew of guards, which we labelled "The Goon Squad," that was responsible for all of the abuse.
7. I do not remember the names of the members of the Goon Squad members. Some were Navy and some Marines. I remember that one was a Navy First Class Petty Officer. But we knew when that particular crew of guards came on shift, it was going to be bad. To say they were highly unprofessional is an understatement. When they came on shift, they would antagonize the pretrial detainees non-stop to try to get you to snap. They would love nothing better than to get under your skin. I witnessed them harassing pretrial detainees both physically and verbally, ranging from assaults, to invading detainees' personal space, to trumped up accusations and barbs against detainees. It was very clear to me that they simply enjoyed tormenting us and thought they could get away with it. I also felt like they were attempting to provoke us into retaliating against them so that they would either have an excuse to commit further violence against us or to put us into solitary confinement.
8. I personally suffered abuse at their hands. They physically assaulted me multiple times. While I was in pretrial confinement, a guard snuck up behind me and took my left knee out from behind. *This happened twice.* I had suffered previous combat injuries to that knee, which made the joint fragile. Those assaults blew out my knee. The pain was excruciating. My doctor at the VA says I now require major reconstructive surgery on it to repair the damage caused by the guards who attacked it.
9. I believe the reason the Goon Squad took out my knee was to provoke me into retaliating. I made complaints through the enlisted leadership about this maltreatment, but the complaints were ignored, and ultimately nothing was done about it that I am aware of.
10. If I [REDACTED] could be targeted like this and be ignored when I tried to make a complaint about it, imagine how an E-1 or E-2 would be treated by such abusers.
11. The Goon Squad also liked to do "forearm shivers," where they would assault pretrial detainees who were simply standing there not doing anything by hitting them with a forearm to provoke a response. They would sometimes come up and bump you or invade your personal space. I speak from personal experience about this because this happened to me multiple times, as well.

12. I also saw this type of maltreatment happen to the other pretrial detainees often, including the E-1's. I witnessed the Goon Squad be verbally abusive as well, needlessly provoking pretrial detainees by verbally antagonizing them. While I don't specifically recall at this time what the guards did to [REDACTED] or how many times they did it, having witnessed and been the victim of maltreatment at the hands of the Goon Squad, I have no doubt that what he complains of happened. From what I observed, it was sadistic how the Goon Squad acted toward the pretrial detainees in their care.
13. Another thing the Goon Squad liked to do was to turnover the cells of pretrial detainees without provocation and steal personal or privileged documents to read. By that I mean, trashing our cells. I personally was a victim of this. The Goon Squad trashed my cell, read very personal things, and stole my PTSD journal. Based on what I observed and experienced, there is not a shadow of doubt in my mind that they were reading attorney-client privileged documents of pretrial detainees during the time that I was there.
14. Having stated what happened to me, I believe the junior enlisted had it far worse from the Goon Squad because their lower pay-grade made them easier targets to victimize. I saw this cruel treatment happen to E-1's. For a young sailor in that situation, there is not a lot he can do to defend himself. Specifically, I witnessed firsthand at how this Goon Squad would go straight at [REDACTED] and he would do his utmost to maintain his composure. On one occasion he was sent to solitary for absolutely no reason at all, only because one of the Goon Squad members felt that he was being disrespectful with a twitch of his face. This was after the Goon Squad member was berating [REDACTED] and directing him to do something, all of which [REDACTED] was compliant. It was after this incident that I personally requested to speak to the staff and was told to mind my own business.
15. The cruelty and maltreatment that I witnessed, as I have stated, was limited to when the Goon Squad was on duty. No other crew treated us disrespectfully. In particular, the XO of the brig, treated everyone, from what I saw, with dignity and respect. I will say, however, I was very disappointed that when the enlisted leadership received my complaints about the Goon Squad, nothing was done to stop them.

16. I certify this statement to be true and accurate to the best of my knowledge.

Witness the following signature this 20<sup>th</sup> day of September, 2016.

[REDACTED]

Witness Statement Summary  
From interviews during week of 18-20 October 2016

[REDACTED]

I am the [REDACTED] here at Naval Consolidated Brig Chesapeake. I have 17 years of experience in the Navy. [REDACTED]

I am familiar with the various affidavits filed by the prisoners in the case of [REDACTED]

[REDACTED] was a boisterous, charismatic man of large stature. He was originally crossing boundaries with the young Marine guards here as he was used to commanding Marines. The Marines seemed a little hesitant around him at first because of his rank. When I read his allegations that he was alleging that he had been assaulted, it was shocking to me as it was so far beyond anything I observed. Given his size, I cannot imagine any of our guards bowing up on him or assaulting him. I did not observe any such behavior.

He knew the complaint process well. I would also see him and get positive responses when I would ask how he was doing. He also had one-on-ones with the CO, and [REDACTED] was overly complimentary about our staff. [REDACTED] tried to give command coins to the staff and had a list of names he wanted to get coins to so he knew the guards. We had to collect these command coins and send them back to [REDACTED] command as we cannot accept such things from prisoners.

[REDACTED] was hurt playing soccer in the yard; he hurt his left knee, and he seemed to be hurting pretty bad. He was taken to the emergency room, where he was treated and release back to the Brig. He came back walking without crutches and with some ibuprofen.

[REDACTED] had inappropriately introduced a PTSD journal into the Brig, and then he recorded other prisoner's personal information, which is contraband. The guards performed the correct measures in seizing this journal.

We believe he had previously made a false accusation to his lawyer that we were making him sleep under his rack. When the lawyer called about this, we investigated, and he told us he did this because of PTSD.

[REDACTED] has been a model prisoner, no formal complaints, no disciplinary reports or even observation reports. [REDACTED] definitely knows how to file a DD Form 510. Everybody can be searched after chow (to look for contraband, stolen food, etc.).

During the summer it was hot in the brig, but it was within safety standards and all the procedures for de-blousing and even getting into PT gear was followed. We had water coolers, and ice water and "hurricane" fans.

We tell senior prisoners that they are not to assume a position of authority while in the Brig.

I visit prisoners in Disciplinary Segregation daily.

ENCLOSURE (2)

[REDACTED]

---

**From:** [REDACTED] CIV DSO SE, NORFOLK [REDACTED]  
**Sent:** Friday, September 30, 2016 16:07  
**To:** [REDACTED] DSO SE, NORFOLK  
**Subject:** FW: [Non-DoD Source] Issues at the brig  
**Signed By:** [REDACTED]

Very Respectfully,

[REDACTED]  
Defense Service Office South East  
9620 Maryland Ave, Suite 100  
Norfolk, VA 23511-2989

[REDACTED]  
Fax: 757-341-4466

[REDACTED]

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-----Original Message-----

**From:** [REDACTED]@gmail.com]  
**Sent:** Friday, September 30, 2016 3:49 PM  
**To:** [REDACTED] DSO SE, NORFOLK  
**Subject:** [Non-DoD Source] Issues at the brig

My name is [REDACTED]. I was in NAVCON brig Chesapeake from October 2015 - March 2016. There was one squad of guards who was referred to as the goon squad as they treated us like animals. I believe the worst guard who in my mind has no reason even being the navy was [REDACTED]. I was taken to medical by him and 2 other guards (I was shackled the whole 9 yards). He constantly yanked me hard around for no reason what so ever. Even one of the other guards that was with us told him to stop yanking me around. There was also another marine guard with the last name of [REDACTED] he would make up his own rules and do things just to humiliate us. Another guard that comes to mind is [REDACTED] he was the same as [REDACTED] always going out of [REDACTED]

his way to humiliate us. I also have a medical condition and got a no prolonged standing chit. Meaning I could not stand for longer than 15 min. None of the goon squad members ever allowed me to sit after 15 min. I was told I'd have to deal with it. Those three guards if you ask me should not be allowed to work there and I would probably go as far to say they shouldn't be in the military at all. Also [REDACTED] constantly did searches of your body excessively hard and would even grab at ones private areas.

[REDACTED]



Witness Statement Summary  
From interviews during week of 18-20 October 2016

[REDACTED]

I worked at Naval Consolidated Brig Chesapeake for three year. I am now stationed [REDACTED] after I left the Brig in July 2016 and went [REDACTED]

I didn't regularly search cells as part of my duties. I followed the rules and protocols of the Brig.

If a prisoner has a chit for not standing after a certain time, I put a watch on them, and when the time is up, I have them sit. Standing for longer than 15 minutes usually only happens during medication call.

We do strip searches after a prisoner returns from temporary release (TR), a brand new confined prisoner, or going to Disciplinary Segregation (D-Seg).

I remember [REDACTED]. He had some outbursts. I remember he ripped up his "hard card" during one outburst, and he went to D-Seg.

I was consistent every day.

I did not "yank around" any prisoners going to medical or anywhere else.

I also did not touch any prisoner inappropriately during searches. Those are false allegations.

ENCLOSURE (23)

**MEDICATION/TREATMENT/LIGHT DUTY CHIT**

PROBDATE

03 NOV 15

NO DATE

03 DEC 15

- NO PT -

- NO SPORTS -

- ☐ NO RUNNING
- ☐ NO PFT
- ☐ NO DWELL

- ☐ NO CONTACT SPORTS
- ☐ NO BOWLING PARTIES
- ☐ NO FOLDING STANDING

- ☐ NO HEAVY LIFTING
- ☐ NO FORCE MARCHING
- ☐ NO OUTSIDE WORK

☐ SICK IN QUARTERS X 24 HOURS

☐ BEDREST X 24 HOURS

☐ MEDICAL SEGREGATION

**MESS DUTY**

☐ NO MESS DUTY

☐ RETURN TO SEE MEDICAL OFFICER AT

ON

THIS PATIENT CAN PERFORM ANY WORK EXCEPT THAT INDICATED ABOVE.

WHITE COPY: HEALTH RECORD

YELLOW COPY: TO HOUSING UNIT

PINK COPY: PATIENT

03 NOV 15

ENCLOSURE (29)

# MEDICATION/TREATMENT/LIGHT DUTY CHIT

FROM DATE

02 Dec 2015

TO DATE

02 Dec 2015

- No PT

- No Spoke

- No preless standing after the 15:00

☐ NO RUNNING

☐ NO CONTACT SPORTS

☐ NO HEAVY LIFTING

☐ NO PET

☐ NO WORKING PANTIES

☐ NO FORCE BRACING

☐ NO DRILL

☐ NO PROLONG STANDING

☐ NO OUTSIDE WORK

☐ SICK IN QUARTERS X 24 HOURS

☐ BEDREST X 24 HOURS

☐ MEDICAL SEGREGATION

## BEDREST

## MESS DUTY

☐ NO MESS DUTY

☐ NO FOOD HANDLING

☐ RETURN TO SEE MEDICAL OFFICER AT

ON

THIS PATIENT CAN PERFORM ANY WORK EXCEPT THAT INDICATED ABOVE.

WHITE COPY: HEALTH RECORD

YELLOW COPY: TO HOUSING UNIT

PINK COPY: PATIENT

2015 Dec 2

EDUCATION/TREATMENT/LIGHT DUTY CHIT

FROM DATE

TO DATE

3 JAN 16

3 Feb 16

- NO PT -

- NO SPORTS -

- NO PROLONGED STANDING GREATER THAN 15 MINUTES -

- ☐ NO RUNNING
- ☐ NO PFT
- ☐ NO DRILL

- ☐ NO CONTACT SPORTS
- ☐ NO WORKING PARTIES
- ☐ NO PROLONG STANDING

- ☐ NO HEAVY LIFTING
- ☐ NO FORCE MARCHING
- ☐ NO OUTSIDE WORK

☐ SICK IN QUARTERS X 24 HOURS

☐ REQUEST X 24 HOURS

☐ MEDICAL SEGREGATION

MESS DUTY

☐ NO MESS DUTY

☐ NO FOOD HANDLING

☐ RETURN TO SEE MEDICAL OFFICER AT

ON

THIS PATIENT CAN PERFORM ANY WORK EXCEPT THAT INDICATED ABOVE.

WHITE COPY: HEALTH RECORD

YELLOW COPY: TO HOUSING UNIT

PINK COPY: PATIENT

UNCLASSIFIED 14001

# MEDICATION/TREATMENT/LIGHT DUTY CHIT

FROM DATE

27 JAN 16

TO DATE

27 FEB 16

- NO PT

- NO SPORTS

- NO PROLONGED STANDING GREATER THAN 15 MINUTES

☐ NO RUNNING

☐ NO PFT

☐ NO DRILL

☐ NO CONTACT SPORTS

☐ NO WORKING PARTIES

☐ NO FOLDING STANDING

☐ NO HEAVY LIFTING

☐ NO FORCE MARCHING

☐ NO OUTSIDE WORK

## REST

☐ SICK IN QUARTERS X 24 HOURS

☐ SICKNESS X 24 HOURS

☐ MEDICAL INVESTIGATION

## MESS DUTY

☐ NO MESS DUTY

☐ RETURN TO SEE MEDICAL OFFICER AT

ON

THIS PATIENT CAN PERFORM ANY WORK EXCEPT THAT INDICATED ABOVE.

WRITE COPY: HEALTH RECORD

YELLOW COPY: TO HOUSING UNIT

PINK COPY: PATIENT

27 JAN 16

**MEDICATION/TREATMENT/LIGHT DUTY CHIT**

FROM DATE 28 Feb 2018 TO DATE 25 Mar 2011

*- No PT*  
*- No Sports*  
*- No PEO/engco Studying Greater Than 15 minutes*

- |                                     |  |  |
|-------------------------------------|--|--|
| <input type="checkbox"/> NO RUNNING | <input type="checkbox"/> NO CONTACT SPORTS   | <input type="checkbox"/> NO HEAVY LIFTING  |
| <input type="checkbox"/> NO PFT     | <input type="checkbox"/> NO WORKING PARTIES  | <input type="checkbox"/> NO FORCE MARCHING |
| <input type="checkbox"/> NO DWELL   | <input type="checkbox"/> NO PROLONG STANDING | <input type="checkbox"/> NO OUTSIDE WORK   |

**BEDREST**

☐ SICK IN QUARTERS X 24 HOURS ☐ BEDREST X 24 HOURS ☐ MEDICAL SEPARATION

**MESS DUTY**

☐ NO MESS DUTY

☐ RETURN TO SEE MEDICAL OFFICER AT ON

THIS PATIENT CAN PERFORM ANY WORK EXCEPT THAT INDICATED ABOVE.

WHITE COPY: HEALTH RECORD YELLOW COPY: TO HOLDING UNIT PINK COPY: PATIENT

**PRISONER REQUEST**  
*(See Privacy Act Statement)*

TRACKING NUMBER (If applicable)

HW-133

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

NAVY LIASON,

PAROLE &amp; RELEASE

2. DATE (YYYYMMDD)

20160202

SECTION I - NATURE OF REQUEST

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST



INTERVIEW



GRIEVANCE



OTHER

3.b. REMARKS (Explain request)

RESPECTFULLY REQUEST TO SPEAK WITH THE NAVY LIASON [REDACTED] OR ANOTHER STAFF MEMBER IN PAROLE AND RELEASE REGARDING MY DEPARTURE FROM CONFINEMENT. SPECIFICALLY WHETHER I WILL BE LEAVING IN AN APPROPRIATE LEAVE STATUS AND SOME CLARIFICATION ON LEAVING THE BRIG.

a)

5. REGISTRATION NUMBER

6. BRANCH OF SERVICE

USN

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

P.R.

20160204

10. REMARKS

PROVIDED WITH LEAVE AND RELEASE INFO.

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

13. DATE (YYYYMMDD)

20160204

16. DATE (YYYYMMDD)

20160204

TE.

Adobe Professional X

ENCLOSURE (25)

<b>PRISONER REQUEST</b> <i>(See Privacy Act Statement)</i>		<b>TRACKING NUMBER (if applicable)</b> <div style="font-size: 1.5em; font-family: cursive;">J-32</div>
<b>PRIVACY ACT STATEMENT</b>		
<p><b>AUTHORITY:</b> Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.</p> <p><b>PRINCIPAL PURPOSE(S):</b> Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.</p> <p><b>ROUTINE USE(S):</b> Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.</p> <p><b>DISCLOSURE:</b> Voluntary. However, failure to provide the requested information may result in the denial of the request.</p>		
<b>1. TO</b> <div style="font-size: 1.5em; font-family: cursive;">CDO</div>	<b>2. DATE (YYYYMMDD)</b> <div style="font-size: 1.2em; font-family: cursive;">20160122</div>	
<b>SECTION I - NATURE OF REQUEST</b>		
Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).		
<b>3.a. TYPE OF REQUEST</b> <input type="checkbox"/> INTERVIEW <input checked="" type="checkbox"/> GRIEVANCE <input checked="" type="checkbox"/> OTHER		
<b>3.b. REMARKS (Explain request)</b> <div style="font-size: 1.2em; font-family: cursive;">         I was told to fill out a 510 because I didn't eat this morning. I didn't eat because the galley is consistently out of food options when you eat last. I have a full list of dates and food items they have ran out of if you are interested.       </div>		
<b>4. PRISONER'S NAME (Last, First, Middle Initial)</b> <div style="background-color: black; width: 100%; height: 20px;"></div>	<b>5. REGISTRATION NUMBER</b> <div style="background-color: black; width: 100%; height: 20px;"></div>	<b>6. BRANCH OF SERVICE</b> <div style="font-size: 1.2em; font-family: cursive;">NAVY</div>
<b>7. SIGNATURE OF PRISONER</b> <div style="background-color: black; width: 100%; height: 40px;"></div>		
<b>SECTION II - FACILITY USE ONLY</b>		
<b>8.a. FORWARDED TO (Printed Name, Grade, and Organization)</b>		<b>8.b. DATE (YYYYMMDD)</b>
<b>9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)</b>		<b>9.b. DATE (YYYYMMDD)</b>
<b>10. REMARKS</b> <div style="height: 100px;"></div>		
<b>SECTION III - ACKNOWLEDGEMENT BY PRISONER</b>		
<b>11. PRISONER'S NAME (Last, First, Middle Initial)</b> <div style="background-color: black; width: 100%; height: 40px;"></div>	<b>12. SIGNATURE OF PRISONER</b> <div style="background-color: black; width: 100%; height: 40px;"></div>	<b>13. DATE (YYYYMMDD)</b> <div style="font-size: 1.2em; font-family: cursive;">20160122</div>
<b>14. PRISONER'S NAME (Last, First, Middle Initial)</b> <div style="background-color: black; width: 100%; height: 40px;"></div>	<b>15. SIGNATURE OF PRISONER</b> <div style="background-color: black; width: 100%; height: 40px;"></div>	<b>16. DATE (YYYYMMDD)</b> <div style="font-size: 1.2em; font-family: cursive;">20160122</div>



<b>PRISONER REQUEST</b> <i>(See Privacy Act Statement)</i>		TRACKING NUMBER (If applicable) <div style="font-size: 1.5em; font-family: cursive;">15320</div>
<b>PRIVACY ACT STATEMENT</b>		
<p><b>AUTHORITY:</b> Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.</p> <p><b>PRINCIPAL PURPOSE(S):</b> Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.</p> <p><b>ROUTINE USE(S):</b> Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.</p> <p><b>DISCLOSURE:</b> Voluntary. However, failure to provide the requested information may result in the denial of the request.</p>		
1. TO <div style="font-size: 1.5em; font-family: cursive;">CO</div>	2. DATE (YYYYMMDD) <div style="font-size: 1.5em; font-family: cursive;">20151223</div>	
<b>SECTION I - NATURE OF REQUEST</b>		
Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).		
3.a. TYPE OF REQUEST <input type="checkbox"/> INTERVIEW <input checked="" type="checkbox"/> GRIEVANCE <input type="checkbox"/> OTHER		
3.b. REMARKS (Explain request) <div style="font-size: 1.2em; font-family: cursive;">           The T.V. volume is constantly blaring in the J-West dorm. Many of us have asked for the volume to be turned down or off as we have PMD's to listen to the T.V. [redacted] said the issue would be addressed that the T.V.'s volume would be low enough so we wouldn't hear it in our cells. However, the volume is still blaring.         </div>		
4. PRISONER'S NAME (Last, First, Middle Initial) <div style="background-color: black; width: 100%; height: 40px;"></div>	5. BRANCH OF SERVICE <div style="font-size: 1.2em; font-family: cursive;">NAVY</div>	
7. <div style="background-color: black; width: 100%; height: 40px;"></div>		
<b>SECTION II - FACILITY USE ONLY</b>		
8.a. FORWARDED TO (Printed Name, Grade, and Organization) <div style="font-size: 1.2em; font-family: cursive;">PMD</div>	8.b. DATE (YYYYMMDD)	
9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)	9.b. DATE (YYYYMMDD)	
10. REMARKS <div style="font-size: 1.2em; font-family: cursive;">           Why is there a DD 510 to the CO? Investigate/Resolve Grievance. Administer Negative Observation Report for improper utilization of chain of Command. [redacted] (2015-1228)            PMD's are not available to everyone, more are being ordered.            DWS Approved         </div>		
<b>SECTION III - APPROVAL AND SIGNATURE</b>		
<div style="background-color: black; width: 100%; height: 40px;"></div>	<div style="background-color: black; width: 100%; height: 40px;"></div>	13. DATE (YYYYMMDD) <div style="font-size: 1.5em; font-family: cursive;">20151229</div>
<div style="background-color: black; width: 100%; height: 40px;"></div>	<div style="background-color: black; width: 100%; height: 40px;"></div>	16. DATE (YYYYMMDD) <div style="font-size: 1.5em; font-family: cursive;">20151229</div>

<b>PRISONER REQUEST</b> <i>(See Privacy Act Statement)</i>		TRACKING NUMBER (If applicable) <div style="font-size: 1.5em; font-family: cursive;">J-861</div>
<b>PRIVACY ACT STATEMENT</b> <p><b>AUTHORITY:</b> Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.</p> <p><b>PRINCIPAL PURPOSE(S):</b> Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.</p> <p><b>ROUTINE USE(S):</b> Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.</p> <p><b>DISCLOSURE:</b> Voluntary. However, failure to provide the requested information may result in the denial of the request.</p>		
1. TO <div style="font-size: 1.2em; font-family: cursive;">CHAPLAIN</div>	2. DATE (YYYYMMDD) <div style="font-size: 1.2em; font-family: cursive;">20151224</div>	
<b>SECTION I - NATURE OF REQUEST</b>		
Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).		
3.a. TYPE OF REQUEST <input type="checkbox"/> INTERVIEW <input type="checkbox"/> GRIEVANCE <input checked="" type="checkbox"/> OTHER		
3.b. REMARKS (Explain request) <div style="font-size: 1.2em; font-family: cursive; padding: 10px;">         Respectfully request to get a rosary from the Chaplain / RP1.       </div>		
4. PRISONER'S NAME (Last, First, Middle Initial) <div style="background-color: black; width: 100px; height: 40px;"></div>	5. REGISTRATION NUMBER <div style="background-color: black; width: 100px; height: 40px;"></div>	6. BRANCH OF SERVICE <div style="font-size: 1.2em; font-family: cursive;">NAVY</div>
<b>SECTION II - FACILITY USE ONLY</b>		
8.a. FORWARDED TO (Printed Name, Grade, and Organization)		8.b. DATE (YYYYMMDD)
9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)		9.b. DATE (YYYYMMDD)
10. REMARKS <div style="font-size: 1.2em; font-family: cursive; padding: 10px;">         Approved by <div style="background-color: black; width: 150px; height: 40px; display: inline-block;"></div> Chaplain's office       </div>		
<b>SECTION III - ACKNOWLEDGEMENT BY PRISONER</b>		
11. PRISONER'S NAME (Last, First, Middle Initial) <div style="background-color: black; width: 100px; height: 40px;"></div>	12. SIGNATURE OF PRISONER <div style="background-color: black; width: 100px; height: 40px;"></div>	13. DATE (YYYYMMDD) <div style="font-size: 1.2em; font-family: cursive;">20151228</div>
14. PRISONER'S SIGNATURE (Last, First, Middle Initial) <div style="background-color: black; width: 100px; height: 40px;"></div>		15. DATE (YYYYMMDD) <div style="font-size: 1.2em; font-family: cursive;">20151228</div>

**PRISONER REQUEST**  
 (See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J-855

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

2. DATE (YYYYMMDD)

20151219

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST ☐ INTERVIEW ☒ GRIEVANCE ☐ OTHER

3.b. REMARKS (Explain request)

Today the T.V. volume has been blaring loudly all morning!!! I and most others are very annoyed by this. You can hear it clear as day even in our cells. All because a few new people don't have BMD's. When I was new as well as others we didn't have the t.v. blaring when we didn't have PMD's. RIDICULOUS!!!

4. PRISONER'S NAME (Last, First, Middle Initial)

6. BRANCH OF SERVICE

NAVY

7. SIGNATURE OF PRISONER

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

TV VOLUME WILL BE SET AT RE-defined  
 volume limit - J-LPD

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

Initial)

Middle Initial)

1

1

13. DATE (YYYYMMDD)

20151221

16. DATE (YYYYMMDD)

20151221

OPS. 1626

**PRISONER REQUEST**  
(See Privacy Act Statement)

TRACKING NUMBER (if applicable)

J-796

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

R:R

2. DATE (YYYYMMDD)

20151201

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST ☐ INTERVIEW ☐ GRIEVANCE ☒ OTHER

3.b. REMARKS (Explain request)

Respectfully request permission to get my legal documents out of my lucky bag.

4.

(Initial)

5. REGISTRATION NUMBER

6. BRANCH OF SERVICE

NAVY

7. SIGNATURE

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

Recommended for Approval

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

13. DATE (YYYYMMDD)

201512

16. DATE (YYYYMMDD)

20151207

OKS 1613

**PRISONER REQUEST**  
(See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J-779

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

R ÷ R

2. DATE (YYYYMMDD)

20151123

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST

☐

INTERVIEW

☐

GRIEVANCE

☒

OTHER

3.b. REMARKS (Explain request)

Respectfully request to put my new neckerchiefs into my lucky bag.

4. PRISONER'S NAME (Last, First, Middle Initial)

7. S

6. BRANCH OF SERVICE

NAVY

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

RHR

8.b. DATE (YYYYMMDD)

20151124

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

Recommended for Approval.  
APPROVED

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

13. DATE (YYYYMMDD)

20151124

16. DATE (YYYYMMDD)

20151124

**PRISONER REQUEST**  
 (See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J-768

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

2. DATE (YYYYMMDD)

20151119

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST

☐

INTERVIEW

☐

GRIEVANCE

☒

OTHER

3.b. REMARKS (Explain request)

Respectfully request 1 blouse : 1 trouser NWU's in  
tell my command brings my other sets.

4. PRISONER'S NAME (Last, First, Middle Initial)

6. BRANCH OF SERVICE

NAVY

7. SIGNATURE

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

12. SIGNATURE

13. DATE (YYYYMMDD)

20151119

14. STAFF MEMBER'S NAME (Last, First, Middle Initial)

15. SIGNATURE

16. DATE (YYYYMMDD)

20151119

**PRISONER REQUEST**  
 (See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J-752

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

2. DATE (YYYYMMDD)

20151116

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST ☐ INTERVIEW ☐ GRIEVANCE ☒ OTHER

3.b. REMARKS (Explain request)

I respectfully request to have incentive level one.

4. PRISONER'S NAME (Last, First, Middle Initial)

5. REGISTRATION NUMBER

6. BRANCH OF SERVICE

NAVY

7. SIGNATURE

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

20151015 APPROVED RECEIVED INCENTIVE LEVEL I.

**SECTION III - UNKNOWN PRISONER OR PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

13. DATE (YYYYMMDD)

20151119

12. PRISONER'S NAME (Last, First, Middle Initial)

16. DATE (YYYYMMDD)

20151119

**PRISONER REQUEST**  
 (See Privacy Act Statement)

TRACKING NUMBER (If applicable)

J-736

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Chapter 48, Title 10 U.S.C., Military Correctional Facilities; 10 U.S.C. 3013, Secretary of the Army; DoD Directive 1030.1, Victim and Witness Assistance; DoD Directive, Victim and Witness Assistance Procedures; and DoD Instruction 1325.07, Administration of Military Correctional Facilities and Clemency and Parole Authority.

**PRINCIPAL PURPOSE(S):** Prisoners use this form to initiate an interview or communication with Correctional System staff. Staff members approve or disapprove the request, adding pertinent remarks relevant to the interview.

**ROUTINE USE(S):** Information may be disclosed to local, state, and federal law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court actions or regulatory orders. The "Blanket Routine Uses" set forth at the beginning of the Army's compilation of systems of records notices also apply to this system.

**DISCLOSURE:** Voluntary. However, failure to provide the requested information may result in the denial of the request.

1. TO

Chaplain

2. DATE (YYYYMMDD)

20151110

**SECTION I - NATURE OF REQUEST**

Indicate type of request in block 3.a. (X appropriate box(es)) and explain request in block 3.b. (use the back of this form if necessary).

3.a. TYPE OF REQUEST ☐ INTERVIEW ☐ GRIEVANCE ☒ OTHER

3.b. REMARKS (Explain request)

Respectfully request to meet and talk with the Chaplain.

4. PRISONER

6. BRANCH OF SERVICE

NAVY

7. SIGNATURE

**SECTION II - FACILITY USE ONLY**

8.a. FORWARDED TO (Printed Name, Grade, and Organization)

8.b. DATE (YYYYMMDD)

9.a. INTERVIEW WAS HELD WITH (Printed Name, Grade, and Organization)

9.b. DATE (YYYYMMDD)

10. REMARKS

- Met for pastoral counseling

**SECTION III - ACKNOWLEDGEMENT BY PRISONER**

11. PRISONER'S NAME (Last, First, Middle Initial)

13. DATE (YYYYMMDD)

20151113

14. STAFF MEMBER'S NAME (Last, First, Middle Initial)

16. DATE (YYYYMMDD)

20151113



DEPARTMENT OF THE NAVY  
SPECIAL COURT-MARTIAL  
NAVY AND MARINE CORPS TRIAL JUDICIARY  
CENTRAL JUDICIAL CIRCUIT

UNITED STATES

v.

AFFIDAVIT OF

\*\*\*\*\*

1. I, [REDACTED], am a [REDACTED] on active duty in the U.S. Navy. I am currently being held in confinement at Naval Consolidated Brig Chesapeake after being found guilty of violating Articles 92, 120c, and 128. I have been in confinement since March 2016.
2. [REDACTED] was in pretrial confinement with me for about 3-4 months. As pretrial detainees, we were both housed in cellblock Juliet together.
3. The guards at the brig are organized into crews. All of them were respectful and treated us with respect except for one. We called that crew the Goon Squad. The Goon Squad frequently verbally harassed the pretrial detainees. I am not exactly sure how to spell their names, but to the best of my knowledge the Goon Squad consisted of [REDACTED]
4. I personally witnessed the Goon Squad verbally abusing many of the pretrial detainees several times a week. I personally saw them harass [REDACTED] several times. Generally, it seemed like they treated some prisoners worse than others. I never witnessed them harassing white prisoners; I never witnessed them harassing Hispanic prisoners; I never witnessed them harassing Asian prisoners. To the best of my knowledge they seemed only to focus their disrespect on Black prisoners, [REDACTED]
5. Another staff member, [REDACTED], told the prisoners that [REDACTED] bragged about how many negatives he had given in a day. Negatives are reported in prisoners' "hard cards" as misconduct. When I heard this I thought that it was unprofessional for [REDACTED] to brag about that, and if he's bragging it seemed to me that he was looking for reasons to hand out negatives, rather than giving them out for good reasons.
6. Not only has [REDACTED] been a victim of harassment, but I have as well. I have been verbally abused by [REDACTED]
7. In early June of 2016 [REDACTED] and I were assigned to do laundry. As we were finishing up [REDACTED] a staff member, came to ask if we were finished. I gave

ENCLOSURE (27).

\_\_\_\_\_ a "thumbs up" and replied "yes." \_\_\_\_\_ saw this and started yelling at me and put me at attention (while continuing to yell at me). He made comments such as "I don't like your face, I don't like you and we ain't boys." He also started saying "there must be something wrong with your face." \_\_\_\_\_ asked \_\_\_\_\_ "Why are you doing this?" In response, \_\_\_\_\_ put his hand in the air palm outward towards \_\_\_\_\_ and said, "No, I got this." \_\_\_\_\_ then said that they should both "just go right now" or words to that effect. \_\_\_\_\_ responded, "Ya'll can go but \_\_\_\_\_ stays." \_\_\_\_\_ then seemed to change his mind because he said, "I don't want him in my sight", and then told me to get out of the laundry room. \* SEE NOTE 7.

8. Another incident involving me was when I had to serve 7 days in solitary confinement because I attempted to pass a letter to [REDACTED]. A month after I was put in DESEG [REDACTED] pulled me into an office with two National Guardsmen to confront me about another incident involving another female named [REDACTED]. He stated, "Oh you got in trouble a while back so I strongly believe you did something again." [REDACTED] stated that I was making "googly eyes" but in my hard card it said hand gestures.
9. Thirdly, and most recently, me and few other prisoners were standing in line for chow. We turned our attention behind us to the television. [REDACTED] saw us watching TV while we were in line, and he turned the TV off. He then told the CDO that we, the prisoners, were arguing with him so that's why he turned the TV off. Additionally, he gave me a negative shot at this time. But when the CDO looked at the video tape to see what happened he saw that we weren't arguing with [REDACTED] at all, and overturned my negative shot, and said nothing [REDACTED] did was supported by the rules, or words to that effect.
10. My attorneys, [REDACTED], offered me the opportunity to write this affidavit and told me to be as accurate as I can be about how I was treated and about what I saw happen to others during my time in pretrial confinement. I feel it is important to make sure people know about this so that others will not continue to be victimized. People in PTC are supposed to be presumed innocent, but the way we were treated shows that is not the case. I was very upset that this was allowed to happen to us in the brig, and I hope someone will stop it.
11. I certify this statement to be true and accurate to the best of my knowledge.

**Witness the following signature this 30 day of September, 2016.**

- 
6. [REDACTED] didn't verbally abuse me he just put the negative in my hard card for medical
7. He told me to leave k-E not laundry

DEPARTMENT OF THE NAVY  
SPECIAL COURT-MARTIAL  
NAVY AND MARINE CORPS TRIAL JUDICIARY  
CENTRAL JUDICIAL CIRCUIT

UNITED STATES

v.

AFFIDAVIT OF

\*\*\*\*\*

Enclosure: (1) [REDACTED]  
(2) Notes about Goon Squad abuses that I made during my time in PTC

1. I, [REDACTED] on active duty in the U.S. Coast Guard. I was held in pretrial confinement in Naval Consolidated Brig Chesapeake from 22 October 2015, to 12 August 2016, when I was released following my trial. I was charged by the Coast Guard with 17 counts of forcible rapes, sexual assaults, and domestic violence, as well as violating an MPO, and two false official statements. These allegations came from my wife in the context of a very nasty, bitter divorce. On 12 August 2016, I was acquitted of all 17 counts of rape, sexual, assault and domestic violence and one false official statement. I was convicted only of violating an MPO by calling my wife, and of lying to CGIS about that after I admitted to doing both those things on the stand when I testified in my trial. I was sentenced to reduction from E-7 to E-6 and 180 days in the brig and was retained in the Coast Guard. (see enclosure (1)). I had already served 334 days of pretrial confinement, however, and was immediately released. My career in the Coast Guard is now back on track. I am currently assigned to [REDACTED]. I am due to PCS next week and have orders to report to [REDACTED] on 10 October 2016. Having been in the Coast Guard 16 ½ years, I plan to retire from there when I reach 20 years.
2. I was in pretrial confinement with [REDACTED] from the time he arrived in pretrial confinement in mid-December 2015, until I left on 12 August 2016, so approximately 8 months.

PRETRIAL CONFINEMENT

3. All pretrial detainees at NAVCONBRIG Chesapeake are housed in cellblock Juliet. We were mixed with post-trial prisoners who are also housed in cellblock Juliet. Cellblock Juliet is an open bay block of cells. All prisoners and pretrial detainees spend nights in our individual cells. While pretrial detainees' cells are on the first level of the cellblock, and the post-trial prisoners' cells are on the second level, both look out into the open bay. So while we are sleeping, there is a minimal separation. But from reveille to taps, we are mixed together completely. Still, compared to the abuse we have had to endure from the guards, being mixed with post-trial prisoners is comparably easy.

## GOON SQUAD

4. From the time I arrived here, the guards who oversee Cellblock Juliet were organized into four shifts or crews. All of those crews except for one have consistently acted professionally and have treated us with dignity and respect. The other crew of guards is completely the opposite. That crew is sadistic, unprofessional, and abusive. We called them the "Goon Squad" because they were so malicious. Anyone who was in the brig prior to June 2016 can confirm there was a Goon Squad. They terrorized me for almost my entire time here. While they sometimes physically assaulted pretrial detainees, they were particularly focused on emotional and psychological abuse. It is obvious that this abuse has been permitted to get out of hand by brig leadership. The Goon Squad was broken up by the brig in June 2016 following an audit, which made things better. But as of when I left the brig, the individuals who made up the Goon Squad were still there and still abusive individually. No matter what the explanation of the brig is, there is no way that splitting up the Goon Squad in June was random. I think it is because they couldn't keep things under the rug anymore.
5. The Goon Squad was led by [REDACTED]. The other guards who made up the Goon Squad were [REDACTED]. [REDACTED] was not part of the Goon Squad, but he was [REDACTED] who most enabled them to get away with abusing us.
6. The impact on me from dealing with the Goon Squad is that it tormented me in so many ways and I often could not sleep at night just knowing that the "Goon Squad" would perhaps be on duty the next day. It put me on edge and it was daunting just to know they were on duty. I was concerned for the mental health of all the junior sailors mostly. We counted the Goon Squad's shifts and we, as prisoners all knew what was expected when they were on duty, emotional abuse, harassment and complete lack of honor and integrity that I would expect anyone in our armed services to adhere to. It affected me so deeply that I as a [REDACTED] at the time started to investigate with [REDACTED] during recreation call in the prison if there were other prisoners in other dorms that were experiencing the same thing? No surprise, our finding was affirmed, and the Goon Squad was not only harassing Juliet East dorm but all the other dorms as well.

## ABUSE OF PRETRIAL DETAINEES

7. I was a witness to many instances of abuse by members of the Goon Squad. I was also a victim. A lot of it was verbal and psychological harassment and provocation. While I was in Juliet East, I wrote a journal in pencil detailing things that seemed wrong at the prison, including abuses by the Goon Squad. I did this to make sure there was a record for the public. I hid it and kept it in attorney client privilege envelope which they did not find even when I had left the prison. I've attached that as enclosure (2). To further add I wrote it as someone that was working at the prison because I was afraid that if they did find it I would be punished.
8. There was a lot of racism on the Goon Squad. The Goon Squad would pick out the black guys and target them and mess with them. [REDACTED] was black, so he was

targeted repeatedly by the Goon Squad, like the other black guys in PTC with us. This was very obvious. For example, they would abuse detainees by "tossing our cells," which means to go through all of our personal items and trash the room. They stole personal items from our cells all the time when they did this. We knew when this happened because the lights would be on in the cells they tossed. They did this excessively to the black guys. I am white. My cell was tossed about 5 or 6 times in about a six-month span. I'll talk more about that in a moment. But that number is about the same for other white guys in PTC. To put it in perspective, the Goon Squad tossed [REDACTED] cell almost every day they were on duty. There was a black Navy [REDACTED] with us whose cell was tossed every other day or so by the Goon Squad. There was no provocation for any of this. The other crews of guards did not behave like that. But it was blatantly racist the way the Goon Squad members treated the black pretrial detainees different than the white ones.

9. They also hated authority and would occasionally target the [REDACTED] in PTC. I was a [REDACTED]. For much of my time in pretrial confinement, [REDACTED] along with [REDACTED] harassed us a lot.
10. [REDACTED] we tried to protect the junior sailors with us and would report things we saw that should not be happening. And so I suspect they were targeting us to send a message to them that no one could protect them. Once, after having been harassed at dinner, we were falsely accused of "conspiring" by the Goon Squad, publicly frisked just to humiliate us, and [REDACTED] being assaulted in line, all four of us went together and made a complaint to [REDACTED]. We asked him to step in and correct what was happening. Not only did he ignore our complaint, but the Goon Squad tossed only our four cells in reprisal for the complaint. That was one of the times they tossed my cell. The message was: Don't complain or they would go after you. In prison, you don't have much of a say, and what you say gets squashed. They try to cover it up. That is what we learned. And if they could do that to us, imagine how that message was received by the junior enlisted.
- [REDACTED]
11. I didn't know [REDACTED] got promoted to E-2 while we were in pretrial confinement together. He was dressed as an E-1 the entire time. I could tell that his command was not visiting him as often as they should be and did not seem to care about him, so it's not surprising to me that they would not provide him with his correct uniform. We actually talked about that a lot. He would not see his command for weeks. For weeks. My command was coming over once a week, which is supposed to be the norm when you're in pretrial. But not his. Of course, that bothered him. He felt lonely. And what sucks about all this is he's a young guy. You take a young sailor like that and just throw him in jail and just forget about him, that to me is not what the military is supposed to be about. It seemed to me the lower on the totem pole you were in prison, the worse it was for you. Most of your dormitory supervisors are Marine E-3s, and Navy E-4 and E-5s. The Marines especially picked on the guys who were junior to them, like [REDACTED]. That's why [REDACTED] and I tried to act as counselors for [REDACTED] and a lot of the other junior guys who were treated badly.

12. As I mentioned earlier, the Goon Squad was blatantly racist and I saw them target [REDACTED] a lot. They would psychologically and emotionally abuse him. I saw this happen all of the time. [REDACTED] were particularly bad to the African-American prisoners, including to [REDACTED]. Every single one of those guys was on the Goon Squad.
13. Here are some examples of what they would do to [REDACTED]. One weekend, they tossed his cell and stole his attorney-client privileged papers that he had in a notebook marked "attorney-client privileged." He actually made an official 5-10 complaint about it and asked for his notebook back because he was so worried that their taking it would negatively impact his trial, which was his whole life at that point. The 5-10 is the form all of us used to make complaints. The brig denied his complaint. They said there was no notebook, which is absurd and obviously false. But there was nothing he could do about it. That happened with [REDACTED] and a lot of other prisoners. It wasn't just [REDACTED]. But [REDACTED] was one of the guys they picked on. There were others, as well. [REDACTED] had seen [REDACTED] the social worker. She gave him a sticker that said medical privilege, and he put that on his PTSD journal, that he journaled in every day, because she said technically guards cannot look at that because it's HIPAA related. But that didn't stop them. There was absolutely no privacy at all in Juliet East. Everything was looked at. Just the Goon Squad guards would leaf through lawyer paperwork or take it. I understand if you're post-trial. I get that. But as pretrial prisoners, why are you, as a guard, reading through our medically-privileged and attorney-client books and papers? That doesn't make any sense. I think that violated our civil rights as pretrial prisoners with ongoing cases. The problem was your word as a prisoner didn't mean anything, even if it was the rule. The best thing to do was just stay quiet.
14. Here's another incident that stood out to me that happened to [REDACTED] had to go back to his cell during the day. When we needed to return to our cells we were required to go to the guard on duty and call out our cell numbers. That was standard procedure. On this occasion, [REDACTED] was on duty as the guard. He was a member of the Goon Squad. [REDACTED] did exactly what I've described and respectfully called out his room number. [REDACTED] decided to humiliate him in front of all of us. He pretended not to hear him until [REDACTED] had called out his cell number, which was 52, something like 5 times. Every time [REDACTED] called out his cell number he did it with a respectful tone and he was respectful. But when [REDACTED] finally responded to him, he got in his face, cussed him out, yelled at him, and told him that he had to say "please." He said this in a threatening way. No one else was ever required to say "please" to go back to their cell. Until after that incident. It was very clear harassment and provocation against [REDACTED]. [REDACTED] never was disrespectful and did not take [REDACTED] bait. [REDACTED] falsely wrote [REDACTED] up for disrespect and got him sent to solitary confinement in Kilo Cell Block and I know this because it all happened right in front of me. [REDACTED] actually stood up for [REDACTED] at his board and said [REDACTED] didn't do anything wrong. But [REDACTED] was still punished. What good is a witness if they are going to ignore what the witness says? And this was a [REDACTED] in the U.S. Navy who is still wearing the rank. I understand we're prisoners, but we're still pretrial. He's not guilty yet. And they said they didn't care, they were taking [REDACTED] word for it. So after that they changed the rule and made everyone say "please" from then on to cover for [REDACTED].

15. What the Goon Squad was doing is cruelty and maltreatment. I don't know of any other way to describe it. [REDACTED] was a focus of a lot of the abuse, but it happened to everyone. I felt like the Goon Squad targeted the pretrial guys especially because they knew we would not be able to defend ourselves and still look good for our cases in court. I saw a lot of reprisal when people would complain and I saw complaints that were ignored. Just like what I described happened to me.

#### OTHER ABUSES I WITNESSED

16. The Goon Squad would give us a lot of unlawful orders just to harass us. One of the things they would do is to line us up then repeatedly make us start and stop marching. There was no rhyme or reason other than they seemed to be entertained by doing that to us. But it was degrading, and [REDACTED] was one of the people that had to endure it. [REDACTED] did this the most to us. Only the Goon Squad ever did that to us.
17. Here's another thing that the Goon Squad would inflict on us. During the winter, whenever they were on duty, the Goon Squad made us go outside for an hour without any winter gear. People did not have coats; some people had no sweatshirts even. They would do this when the temperatures were in the thirties and below.
18. I've seen the Goon Squad guards be dishonest to get prisoners in trouble like they did with [REDACTED]. I have no doubt that if they are confronted about what they have done to us, they will lie to protect themselves. Another lie that stood out to me was what happened to [REDACTED] another black guy. [REDACTED] falsely accused him of making gang signs when [REDACTED] gave a thumbs up while he was volunteering to do laundry over a weekend. We were actually both working in laundry. The [REDACTED] that worked in laundry, we called him [REDACTED] was a good guard. Laundry was a good place to work, and [REDACTED] was not a bad person. He was not on the Goon Squad. When we told him about stuff the Goon Squad would do, like this incident, he would say, "I know about [REDACTED] and that set." We'd call them the "Goon Squad," and he'd tell us not to call them that, just to call them "that set." He would say, "There's different sets at this prison. I know this isn't Leavenworth. Some people are just a little more aggressive than others. I don't know why they are like that. Just deal with it the best you can." He was very neutral and didn't try to side with us, but he would try to make us feel better to get through it. But again, what happened to [REDACTED] this kind of thing was typical with every member of the Goon Squad guards.
19. I know for a fact that people have complained about the Goon Squad's treatment. They did that verbally and also with 5-10 forms. There should be a lot of 5-10 forms complaining about the Goon Squad in the Brig's possession. If there's not, that means they've destroyed the evidence of our complaints. Based on the way they covered up the complaints I saw at the time, that would not surprise me.
20. Often, complaints led to the Goon Squad reprising against us though. They even did this to the khakis for complaining, like the incident I described where they tossed our rooms. So that made it scarier for us to make the complaints and chilled us from doing it as often as we should have.



21. There is no doubt in my mind that leadership enabled the Goon Squad to abuse us. There is no way they could have gotten away with this so pervasively without being enabled, especially when we complained. As a pretrial detainee who is supposed to be presumed by the law to be innocent, and who was found innocent of everything that caused me to be placed into pretrial confinement, I still should have had constitutional rights. Even pretrial detainees deserve to be treated with some dignity. The Goon Squad made my life, and the lives of other pretrial detainees, like [REDACTED] a living hell throughout our experience as pretrial detainees.

22. My attorney, [REDACTED] put me in touch with [REDACTED] attorneys, who offered me the opportunity to write this affidavit and told me to be as accurate as I can be about how I was treated and about what I saw happen to others during my time in pretrial confinement. That is why I kept those notes which are enclosure (2) as this was going on. Because I knew it was wrong and it needed to be exposed. I could not do that at the time because I couldn't talk to anyone about it and I was still on pretrial confinement and I needed to focus on my case. Now I am out of the brig, but I am still worried there is a real danger, if my affidavit is leaked to these guards, that I will be reprised against. But this is the truth, and what they did was injustice. This was my reality for almost a year. It was wrong. Someone needs to stop it, and that will only happen if I tell what happened to me and what I saw. That is why I have agreed to write this despite the personal danger it might put me in.

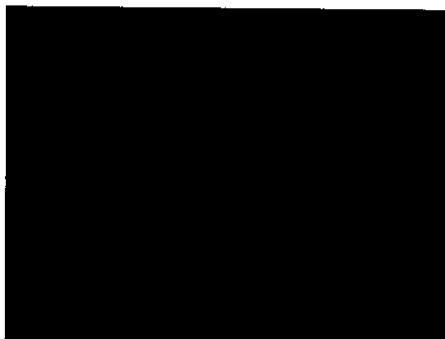
23. I certify this statement to be true and accurate to the best of my knowledge.

Witness the following signature this 30<sup>th</sup> day of September, 2016.

[REDACTED]

Witness the following signature this 30<sup>th</sup> day of September, 2016.

4



USCG

Witness Statement Summary  
From interviews during week of 18-20 October 2016

[REDACTED]

I have been in the Marines for two and half years. I am stationed at Naval Consolidated Brig Chesapeake.

I worked in the Prisoner Management Department (PMD). My leading petty officer (LPO) was [REDACTED].

We would sometimes take over for Sets who were not making the prisoners follow all the rules, and it would be messed up. No taking in the p-ways. No talking in line. The prisoners would not be following the rules.

I remember when [REDACTED] got in trouble for not following the rules. He got a "negative stroke" (that is a negative notation in his prisoner record called a "hard card.") [REDACTED] ripped up his hard card and told the guard, "Go fuck yourself." This was after [REDACTED] had been here about two months.

Prisoners would always complain to the CDO about going outside. They liked to stay inside and go to the gym. The CDO decides if the weather will allow the prisoners to go outside that day. The Set guards do not make that call.

Our Set follows the prison rules and regulations with no variances.

I remember the incident with [REDACTED]. He was being supervised by [REDACTED] USN. [REDACTED] was asked by [REDACTED] if he had finished his work, and [REDACTED] put his hands up in his face, like thumbs up sings. I corrected him because they are not supposed to use hand signals. I did not call him anything inappropriate. He was disrespectful during this situation.

The [REDACTED] allegations that I called him "tar baby" at any time are untrue. I have never called him "tar baby." [REDACTED] was a difficult prisoner.

ENCLOSURE (29)

THIS CASE IS A  
SERIOUS VIOLATION OF THE  
SOLICITORS GENERAL'S OFFICE  
POLICY CONCERNING GUARDS AND COMMUNITY

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

VIOLATIONS  
ON 1/15/1965, THE 1:55 TO 2:00 DURING  
[REDACTED]

PRISONER MISFEASANCE: PRETRIAL PRISONERS ARE BEING TREATED THE SAME AS POST TRIAL PRISONERS. "JULIET EAST" CURRENTLY IS THE DORMITORY WHERE ALL PRISONERS ARE PROCEEDED TO AFTER THEY COMPLETE THEIR MEDICAL AND ADMINISTRATIVE SCREENING. IT IS AT THIS POINT AT THE PRISON THAT PRE-TRIAL AND POST-TRIAL PRISONERS ARE NOT TOO COMMUNICATE BETWEEN ONE ANOTHER.

ARE NOT TOO COMMUNICATIVE TO EACH OTHER.  
HOWEVER JULIET EAST HAS BOTH PRE TRIAL AND POST TRIAL  
SYNCHRONOUS LIVING TOGETHER ALL THE TIME. THEN  
PRE TRIAL AND POST TRIAL Synchronization with regard  
TV, SHOWERING AND PLAYING GAMES. DURING  
3 MONTHS THERE HAVE BEEN NO CONFLICTS.

0087 100% JABIER EAST WITHIN DASE AND  
FROM 100% OF KONGE TO THE SOUTH  
AND STAGE 100% EAST ON UNIFORMITY

1. Subject: [Illegible]  
 2. Reference: [Illegible]  
 3. Date: [Illegible]  
 4. Page: [Illegible]  
 5. Author: [Illegible]  
 6. Title: [Illegible]  
 7. Abstract: [Illegible]  
 8. Keywords: [Illegible]  
 9. Summary: [Illegible]  
 10. Conclusion: [Illegible]

[illegible]

1

*[The page contains extremely faint, illegible text.]*

\_\_\_\_\_



Syllabus in hand

are receiving days and days of solitary confinement

SOME DRUGS ARE SAVING UP TO 60%  
SUBSTANT CONFINEMENT FOR BROTHERS IN PRISONS AND

disciplinary report punishments. There is one  
prisoner in custody that has been in

of which 100,000 are in the form of cash.

11-1-12

and causing gold at a price of \$100.00 per ounce.

[illegible]

10. 10. Information Center

THE PROSECUTOR HAS THE HONOR TO OPEN THE CASE.

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

1. The first part of the document is a list of names and addresses, which appears to be a directory or a list of contacts. The names are written in a cursive script, and the addresses are listed below them. The list includes names such as "J. H. Smith", "W. J. Jones", and "A. B. Brown", among others. The addresses are also written in cursive and include street names and city names.

*[The page contains extremely faint, illegible markings.]*

[illegible]

\_\_\_\_\_







Why are not "all" prisoners getting recreation calls on Thursdays? Prisoners should be getting at least one hour of outside time EVERY DAY. It should be SELECTIVE.

In Summary, if the Justice system is to correct or improve these current prison conditions, this letter along with others will be sent to Navy, Army, all Service Inspectors, general media, newspapers, AND WIRELESS ON THE INTERNET.

[REDACTED]

[REDACTED]

Witness Statement Summary  
From interviews during week of 18-20 October 2016

[REDACTED]

I have ten years in the Navy. I have been at the Naval Consolidated Brig Chesapeake for about one or one and half years.

I was supervising prisoner [REDACTED] as he was to leave laundry where it was to be dropped off, about to leave, and he said something in a nonchalant way, and [REDACTED] reprimanded [REDACTED]. [REDACTED] had a grin on his face. [REDACTED] said are you taking the prisoners side? I said I am escorting him.

After [REDACTED] left, [REDACTED] asked me "what just happened?"

I told him "don't pay any attention and get back to folding laundry."

- End -

ENCLOSURE (30)